IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH

AT HYDERABAD

(Special Original Jurisdiction)

Thursday, the Ninth Day of September, Two Thousand and Four

Present :

The Hon'ble Mr.Justice J.CHELAMESWAR

W.P.No.16346 of 1994

Between :

D.Sri Venkata Sastry,

Aged : 21 years,

S/o D.A.Ramasubrahmanyam,

R/o Dammapeta Cross Roads,

Nehrunagar,

New Palvancha, Khammam District .. Petitioner

And

1. The Vice-Chairman and Managing Director,

Girijan Cooperative Corporation Ltd.,

Visakhapatnam

2. The Divisional Manager,

Girijan Coop. Corporation Ltd.,

Divisional Office,

Bhadrachalam, Khammam District

3. Manager,

Branch Office,

Girijan Coop. Corporation Ltd.,

Bhadrachalam

4. The State of A.P. Rep it's Secretary to Govt. Social Welfare (s) Dept., Secretariat , Hyderabad.
(R4 is impleaded per court order dt.29-11-94 in W.P.M.P.25507)

.. Respondents

Petition under Article 226 of the Constitution of India to issue a Writ, order or direction preferably in the nature of WRIT OF CERTIORARI, and after calling for the records pertaining to Proc.No.Rc.500/93/E, dated 27.8.1994, by the 2nd respondent and quash the same as illegal, arbitrary and unconstitutional and to pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the petitioner : Mr.K.Lakshmi Narasimha

Counsel for the respondents : Mr.N.Sridhar Reddy for R1 to R3

Govt. Pleader for Social Welfare

For R4

The Court made the following **ORDER :**

The issue involved in this writ petition is identical to the issue involved in W.P.No.17130 of 1994 except that the petitioners are different. The services of the

petitioner herein was also terminated on 9.8.1996 on the ground that his initial appointment was contrary to G.O.Ms.No.215, Social Welfare (S) Department, dated 23.8.1986. No counter is filed in this case also denying the allegations made by the petitioner. In the circumstances, for the same reasons that are assigned for allowing the W.P.No.17130 of 1994, this writ petition is also allowed as prayed for.

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knk 9.9.2004

That Rule Nisi has been made absolute as above.

Witness the Hon'ble Sri Devinder Gupta, the Chief Justice on this Thursday, the Ninth day of September, 2004.

To

1. The Vice-Chairman and Managing Director,

Girijan Cooperative Corporation Ltd.,

Visakhapatnam.

2. The Divisional Manager,

Girijan Coop. Corporation Ltd.,

Divisional Office, Srisailam.

3. Manager,

Branch Office,

Girijan Coop. Corporation Ltd.,

Mannanur, Mahabubnagar District.

4. Two CD copies

5. The Secretary to Government, Social Welfare (S) Department, Secretariat, Hyderabad.

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE NINTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE J.CHELAMESWAR

WRIT PETITION NO : 16346 of 1994

Between:

D.Sri Venkata Sastry, S/o. D.A.Ramasubrahmanyam,
R/o. Dammapeta Cross Roads, Nehrunagar New Palavancha
Khammam Dist.

..... PETITIONER

AND

1 The Vice Chairman & Managing Director Girijan Co-operative Corprn Ltd Vishakapatnam.
2 The Divisional Managder, Girijan Co-operative Corprn Ltd, Divisional office, Badrachallam, Khammam dist.
3 Manager, Branch Office Girijan Co-operative Corprn Ltd Badrachalam , Khammam Dist.
4 The State of A.P. Rep it's Secretary to Govt. Social Welfare (s) Dept., Secretariat , Hyderabad.
(R4 is impleaded per court order dt.29-11-94 in W.P.M.P.25507)

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction preferably in the nature of Writ of Certiorari and after calling for the records pertaining to Proc No.500/93/E dt.27-8-94 issued by the 2nd resondent and quash the same as illegal, arbitrary and unconstitutional and pass.

Counsel for the Petitioner:DR.K.LAKSHMINARASIMHA

Counsel for the Respondent No.: GP FOR SOCIAL WELFARE

The Court made the following :

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1.2CCs to

2.2CD copies

*Form-NIC-OGS/WP{**NS**}*